

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

| | | |
|--|---|--|
| IN RE: ZIMMER NEXGEN KNEE IMPLANT PRODUCTS LIABILITY LITIGATION |) | MDL NO.: 2272 |
| |) | Master Docket Case No.: 1:11-cv-05468 |
| |) | ALL CASES |
| This Document Relates to: |) | JUDGE REBECCA PALLMEYER |

CHRISTOPHER A. DEWITT,

Plaintiff,

v.

ZIMMER, INC.; ZIMMER HOLDINGS,
INC.; and, ZIMMER ORTHOPAEDIC
SURGICAL PRODUCTS, INC.,

Defendants.

**RULE 26(A)(1) INITIAL DISCLOSURE OF PLAINTIFF
CHRISTOPHER A. DEWITT**

Plaintiff, CHRISTOPHER A. DEWITT, by and through his undersigned attorney submits the following Initial Disclosure to Defendants pursuant to Fed. R. Civ. P. 26(a)(1).

Plaintiff, CHRISTOPHER A. DEWITT, makes the following disclosure based on the information reasonably available to him at this time. However, in making this Initial Disclosure, Plaintiff does not represent that he is identifying every person, document or data compilation likely to have information Plaintiff may use to support his claims; nor does Plaintiff waive his right to object to any request for production of any document or data compilation on the basis of any privilege, the work product doctrine, evidentiary exclusion, relevancy, undue burden or any other applicable grounds. Plaintiff's investigation of claims and defenses in this action is

ongoing, and the disclosures below are based on information reasonably available to Plaintiff at this time, following a good-faith inquiry. Plaintiff reserves his rights to supplement these disclosures and/or produce additional information during the course of discovery, and to rely on such information as evidence in this action.

I. Individuals and Entities Likely to Have Discoverable Information

| | | |
|----|--|-----------|
| 1. | CHRISTOPHER A. DEWITT 20511 Trentyline Road Westmansfield, OH 43358 | Plaintiff |
| 2. | SHANA DEWITT 20511 Trentyline Road Westmansfield, OH 43358 | Spouse |
| 3. | MEMORIAL HOSPITAL 500 London Avenue Marysville, OH 43040 | Hospital |
| 4. | DR. THOMAS BAKER Memorial Hospital 500 London Avenue Marysville, OH 43040 | Doctor |
| 5. | DOCTORS WEST 5100 W. Brand Street Columbus, OH 43228 | Hospital |

II. Medical Records

CHRISTOPHER A. DEWITT's medical records:

| | |
|----|--|
| A. | MEMORIAL HOSPITAL 500 London Avenue Marysville, OH 43040 |
| B. | DR. THOMAS BAKER Memorial Hospital 500 London Avenue Marysville, OH 43040 |

C. DOCTORS WEST
5100 W. Brand Street
Columbus, OH 43228

III. Computation of Damages

1. All past and future medical expenses leading up to and including the revision surgery and any complications thereafter relating to the knee, including but not limited to, hospitalizations, pre and post-operative surgeon visits, physical therapy and radiology and;
2. Compensatory damages in an amount to be determined by a trier of fact at trial to compensate Plaintiff for the pain and suffering of going through a revision surgery and past, present and future pain and suffering from permanent injuries caused by the defective device.

Dated: May 15, 2012

/s/ Joseph A. Osborne
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 15, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the below Service List in the manner specified, either via transmission of Notice of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Joseph A. Osborne
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